S.B.CRIMINAL MISC. BAIL APPLICATION NO.5201/2006

Date : 23.11.2006

HON'BLE MR. SATYA PRAKASH PATHAK, J.

Mr. L.D. Khatri for the applicants.
Mr. V.R. Mehta, Public Prosecutor for State.

I have heard learned counsel for the applicants as well as the learned Public Prosecutor for the State and carefully gone through the impugned order.

The allegation against the accused applicants are under Sections 498A and 306 IPC. In the Parcha Bayan, allegations are prima facie appear against the accused applicants and the matter is pending investigation, therefore, without expressing any opinion on the merit of the case, taking into consideration the overall facts and circumstances of the present case, I do not feel inclined to extend benefit of bail to the applicant. Accordingly, the bail application moved by the applicant under Section 439 Cr.P.C. stands rejected. However, the applicants shall be at liberty to move regular bail application before the learned trial court after filing of the charge-sheet.

vij **(SATYA PRAKASH PATHAK), J.**